

**MINUTES FOR THE COURT OF APPEAL
STATE OF CALIFORNIA
SECOND APPELLATE DISTRICT**

November 20, 2009

DIVISION ONE

B207992 People (Not for Publication)
v.
McNeal

The order of restitution is affirmed.

Johnson, J.

We concur: Mallano, P.J.
 Chaney, J.

B212070 Stark, et al. (Not for Publication)
v.
Withrow, et al.

The judgment is affirmed. Withrow and Thomas are entitled to their costs of appeal.

Johnson, J.

I concur: Mallano, P.J.
I dissent: Rothschild, J. (Opinion)

DIVISION TWO

Court convened at 9:00 a.m.

Present: Boren, P.J., Doi Todd, J., Ashmann-Gerst, J., Chavez, J. and Joyce Hatter, Deputy Clerk.

DIVISION TWO (continued)

Each of the following:

B214424 People v. Morales

B215945 DCFS v. E.M.

B211369 People v. Taylor

Argument waived, cause submitted.

B210890 People
 v.
 Sanford

Merits:

Argued by Gerald Peters for appellant and by Carl Henry, Deputy Attorney General for respondent. Cause submitted.

B213979 Worldwide Subsidy Group
 v.
 Bogert

Merits:

Argued by Brian Boydston for appellant and by Albert E. Cressey, III for respondent. Cause submitted.

B208994 Colony Cove Properties, LLC
 v.
 The City of Carson Mobilehome Park Rental Association

Merits:

Argued by Thomas Casparian for appellant and by Sanaz Soltani for respondent. Cause submitted.

DIVISION TWO (continued)

B213605 Rosemead Boulevard Properties, LLC
 v.
 Esteem Cleaners Inc., et al.

Merits:

Argued by Matthew Falley for appellant and by David DiJulio for respondents. Cause submitted.

B209835 Rutter Hobbs & Davidoff
 v.
 Bessemer Trust Company of California, N.A. as trustee, etc.
 Jilliene Taper Marreno

Merits:

Argued by Steven E. Formaker for appellant Rutter Hobbs & Davidoff. No appearance on behalf of respondent Bessemer Trust Company of California, N.A. as trustee, etc. and appearance only by Marshall Oldman for appellant Jilliene Taper Marreno. Cause submitted.

B214401 Empire Carpets California Limited Partnership
 v.
 Shadow, et al.

Merits:

Argued by John Letchinger for appellant and by A. Clifton Hodges for respondents. Cause submitted.

Court adjourned.

B207429 People
 v.
 Brown

Filed order denying petition for rehearing.

DIVISION THREE

B210622 Foley (Not for Publication)
v.
Bernard, et al.

The August 12, 2008 order denying the second motion to vacate is affirmed. Respondents shall recover their costs on appeal.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B211967 Themeli (Not for Publication)
v.
Ports Of Call Owners Association, Inc.

The judgment is reversed with directions to vacate the order sustaining the demurrer to the fourth amended complaint without leave to amend and to enter a new order overruling the demurrer, and the matter is remanded for further proceedings not inconsistent with this opinion. The postjudgment order awarding attorney fees to the HOA also is reversed. Themeli shall recover her costs on appeal.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

DIVISION THREE (continued)

B212916 Scott S. Shapiro (Not for Publication)
 v.
 Roslyn Cohen

The order is affirmed. Costs on appeal are awarded to petitioner Scott S. Shapiro.

Kitching, J.

We concur: Klein, P.J.
 Aldrich, J.

B209147 People (Not for Publication)
 v.
 Christopher Mathis

The judgment is affirmed.

Klein, P.J.

We concur: Kitching, J.
 Aldrich, J.

B173223 People (Not for Publication)
 v.
 Carlos Miguel Iraheta

The judgment is reversed.

Klein, P.J.

We concur: Croskey, J.
 Aldrich, J.

DIVISION FOUR

B211849 People (Not for Publication)
v.
Singletary

The judgment is affirmed.

Epstein, P.J.

We concur: Willhite, J.
Suzukawa, J.

DIVISION FIVE

B208788 People (Not for Publication)
v.
Albert Campos

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
 Mosk, J.

B210148 People (Not for Publication)
v.
Chhoeuth Duong

The judgment is affirmed.

Armstrong, J.

We concur: Turner, P.J.
 Mosk, J.

DIVISION FIVE (continued)

B209533 Harris Newmark III, M.D. (Not for Publication)
 v.
 Kirkor Kirkorian, M.D., et al.

The judgment is affirmed. Respondent(s) to recover costs.

Mosk, J.

We concur: Armstrong, Acting P.J.
 Kriegler, J.

B213399 Mario Velasquez (Not for Publication)
 v.
 Leopoldo Echeveste and Angelina Pena

The judgment is reversed. Appellant(s) to recover costs.

Mosk, J.

We concur: Armstrong, Acting P.J.
 Kriegler, J.

B213870 Jack Schneider and Elaine Schneider (Not for Publication)
 v.
 Crystal Point

The judgment is affirmed. Respondent(s) to recover costs.

Mosk, J.

We concur: Turner, P.J.
 Armstrong, J.

B213955 Danielle Cook
 v.
 Gallade Chemical, Inc. et al

Filed order modifying opinion. (No change in the judgment)